

AO 399 (01/09) Waiver of the Service of Summons

UNITED STATES DISTRICT COURT
for the
WESTERN DISTRICT OF PENNSYLVANIA

AMERICAN EAGLE OUTFITTERS, INC.

Plaintiff

v.

VISA INC., VISA U.S.A. INC., VISA
INTERNATIONAL SERVICE ASSOCIATION,
MASTERCARD INCORPORATED, and
MATERCARD INTERNATIONAL
INCORPORATED

Defendant

Civil Action No. 13-1290

WAIVER OF THE SERVICE OF SUMMONS

To: Richard T. Victoria, Esquire

(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from October 8, 2013, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date: 10/11/13

VISA INC., VISA U.S.A. INC., VISA
INTERNATIONAL SERVICE ASSOCIATION

Printed name of party waiving service of summons

Mark R. Merley

Signature of the attorney or unrepresented party

Mark R. Merley, Esquire

Printed name

Arnold & Porter, LLP
555 Twelfth Street, NW
Washington DC 20004-1206

Address

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